

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LOURDES LIZ

Plaintiff,

-against-

FOUNDATION FOR A SMOKE-FREE
WORLD, INC.

Defendant.
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1:21-cv-00281 (ER)(JLC)

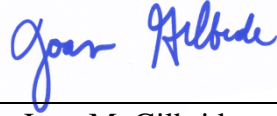
NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the Declaration of Joan M. Gilbride with the exhibits annexed thereto, the accompanying Memorandum of Law dated May 5, 2021, and upon all pleadings and proceedings had and held herein, Defendant **FOUNDATION FOR A SMOKE-FREE WORLD, INC.** will move this Court before Judge Edgardo Ramos, of the United States District Court for the Southern District of New York, located at 40 Foley Square, New York, New York 10007 on a date to be determined by the Court, for an Order pursuant to Fed. R. Civ. Pr. 12(b)(6), dismissing the complaint against the moving Defendant based upon the plaintiff's failure to state a claim upon which relief can be granted; along with such other and further relief as this Court may deem just and proper.

Dated: New York, New York
May 5, 2021

Respectfully submitted,

KAUFMAN BORGHEEST & RYAN LLP



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